

**McCrometer, Division of Ametek, Inc. and United
Steelworkers of America, AFL-CIO, Petitioner.
Case 21-RC-16364**

March 25, 1983

**SUPPLEMENTAL DECISION AND
DIRECTION**

**BY MEMBERS JENKINS, ZIMMERMAN, AND
HUNTER**

Pursuant to authority granted it by the National Labor Relations Board under Section 3(b) of the National Labor Relations Act, as amended, a three-member panel has considered determinative challenges to an election held on June 10, 1980,¹ and the Hearing Officer's report recommending disposition of same.² The Board has reviewed the record

¹ The election was conducted pursuant to a Stipulation for Certification Upon Consent Election. Of approximately 27 eligible voters, 25 cast ballots, of which 12 were cast for, and 10 were cast against, the Petitioner. There were three challenged ballots, a sufficient number to affect the results of the election. Only the challenged ballots of Jack E. Baker and Donald L. Barron are at issue herein.

² In *McCrometer, Division of Ametek, Inc.*, 261 NLRB 947 (1982), the Board denied the General Counsel's Motion for Summary Judgment and reopened this proceeding for the purpose of receiving evidence regarding the voting eligibility and status of Jack E. Baker and Donald L. Barron. Member Hunter did not participate in that decision. Member Jenkins dissented from the denial of summary judgment on procedural grounds. For

in light of the exceptions and brief filed by the Petitioner, and hereby adopts the Hearing Officer's findings and recommendations.

DIRECTION

It is hereby directed that the Regional Director for Region 21 shall, pursuant to the National Labor Relations Board Rules and Regulations, Series 8, as amended, within 10 days from the date of the Direction, open and count the ballots of Jack E. Baker and Donald L. Barron, and thereafter prepare and cause to be served on the parties a revised tally of ballots. As the revised tally of ballots will show results determinative of the election, the Regional Director for Region 21 shall proceed to issue the appropriate certification.³

IT IS FURTHER ORDERED that the above matter be, and it hereby is, remanded to the said Regional Director for the aforementioned purposes.

institutional reasons, Member Jenkins has reviewed the Hearing Officer's report on the merits. On review he agrees with the Hearing Officer's findings and recommendations.

³ In the event that the revised tally of ballots warrants certification of the United Steelworkers of America, AFL-CIO, as the employees' exclusive representative, the appropriate unit is:

All production and maintenance employees employed at the Employer's facility located at 3255 West Etelson Avenue, Hemet, California; excluding all office clerical employees, professional employees, guards, and supervisors as defined in the Act.